

By: Gutierrez

H.B. No. 2157

Substitute the following for H.B. No. 2157:

By: Smith

C.S.H.B. No. 2157

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain offenses for providing services involving an
3 irrigation system without a license.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. The heading to Section 1903.256, Occupations
6 Code, is amended to read as follows:

7 Sec. 1903.256. UNLICENSED [~~INSTALLATION OF~~] IRRIGATION
8 SYSTEM SERVICES [~~WITHOUT LICENSE~~]; OFFENSE.

9 SECTION 2. Section 1903.256, Occupations Code, is amended
10 by amending Subsection (a) and adding Subsection (a-1) to read as
11 follows:

12 (a) Unless exempt under Section 1903.002, a person commits
13 an offense if the person sells, designs, installs, maintains,
14 alters, repairs, services, or provides consultation services for an
15 irrigation system, including the connection of an irrigation system
16 to a water supply, without holding a license issued by the
17 commission under Chapter 37, Water Code.

18 (a-1) Unless exempt under Section 1903.002, a person
19 commits an offense if the person, without holding a license issued
20 by the commission under Chapter 37, Water Code:

21 (1) advertises or offers to perform the services
22 described by Subsection (a); or

23 (2) represents to another person that the person is an
24 irrigator.

1 SECTION 3. The change in law made by this Act applies only
2 to an offense committed on or after the effective date of this Act.
3 An offense committed before the effective date of this Act is
4 covered by the law in effect on the date the offense was committed,
5 and the former law is continued in effect for that purpose. For
6 purposes of this section, an offense was committed before the
7 effective date of this Act if any element of the offense occurred
8 before that date.

9 SECTION 4. This Act takes effect September 1, 2013.